

1st read & referred to HPD 1/18/22;
2nd reading 2/7/22.

Please substitute for original

ORDINANCE NO. 03-2022

BY:

Baker, Bullock, Kepple, Litten,
O'Malley, Rader, Shachner

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least two thirds of the members of Council amending Section 1306.28 Water Heating Facilities, of the Lakewood Codified Ordinances to update the local code to the 2017 Ohio Plumbing Code

WHEREAS, the current version of 1306.28 Water Heating Facilities was last updated in 1998; and

WHEREAS, the current Ohio Plumbing Code became effective in 2017; and

WHEREAS, Lakewood should update its local code to match the Ohio Plumbing Code; and

WHEREAS, as set forth in Section 2.12 of the Third Amended Charter of the City of Lakewood, this Council by a vote of at least two thirds of its members determines that this ordinance is an emergency measure and that it shall take effect immediately and that it is necessary for the immediate preservation of the public property, health, and safety and to provide for the usual daily operation of municipal departments in that water heating requirements should be enforced immediately under the Ohio Plumbing Code; now, therefore

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. That new Section 1306.28 Water Heating Facilities, of the Lakewood Codified Ordinances reading as follows:

1306.28 WATER HEATING FACILITIES.

Every dwelling unit and occupiable structure when required by ordinance, shall have supplied water heating facilities which are installed in a proper and approved manner, are maintained in a safe and good working condition, are properly connected to the hot water lines required by this Code and are capable of heating water to such temperature as to permit an adequate amount of water to be drawn at every kitchen sink, lavatory basin, bathtub or shower at a temperature of not less than one hundred five degrees (105°) Fahrenheit nor more than one hundred twenty degrees (120°) Fahrenheit under normal use. Such supplied water heating facilities shall be capable of meeting the requirements of this section when the dwelling, dwelling unit or occupiable structure heating facilities are not in operation.

is hereby repealed.

Section 2. That new Section 1306.28 Water Heating Facilities, of the Lakewood Codified Ordinances is hereby enacted to read as follows:


1306.28 WATER HEATING FACILITIES.


Every dwelling unit and occupiable structure when required by ordinance, shall have supplied water heating facilities which are installed in a proper and approved manner, are maintained in a safe and good working condition, are properly connected to the hot water lines required by this Code and are capable of heating water to such temperature as to permit an adequate amount of water to be drawn at every kitchen sink, lavatory basin, at a temperature of not less than one hundred ten degrees (110°) at the shower and bathtub. Temperatures are not to exceed one hundred twenty degrees (120°) Fahrenheit at the shower and bathtub if able to be adjusted within the fixture valve, and one hundred forty degrees (140°) Fahrenheit under normal use. Such supplied water heating facilities shall be capable of meeting the requirements of this section when the dwelling, dwelling unit or occupiable structure heating facilities are not in operation.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all such deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

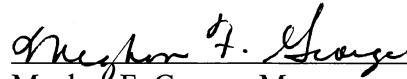
Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this resolution, and provided it receives the affirmative vote of at least two thirds of the members of Council, this ordinance shall take effect and be in force immediately upon adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted 3/7/2022


Daniel J. O'Malley, President of Council


Maureen M. Bach, Clerk of Council

Approved 3/9/22


Meghan F. George, Mayor